

CB 84-381

STAMP & RETURN

Before The
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

FLORIDA CABLE
TELECOMMUNICATIONS ASSOCIATION,
INC., COX COMMUNICATIONS GULF
COAST, L.L.C., *et. al.*

Complainants,

v.

GULF POWER COMPANY,

Respondent,

RECEIVED - FCC

JAN 28 2004

Federal Communication Commission
Bureau / Office

RECEIVED

SEP 24 2004

Federal Communications Commission
Office of the Secretary

P.A. No. 00-004

GRANTED

JAN 29 2004

Chief, MDRD
Enforcement Bureau
RTL

TO: Enforcement Bureau

CONSENT MOTION FOR EXTENSION OF TIME

The Florida Cable Telecommunications Association, Inc. and Cox Communications Gulf Coast, L.L.C. (hereinafter "Complainants"), by their attorneys and pursuant to 47 C.F.R. § 1.46, hereby submit this Consent Motion seeking a brief extension of time to February 6, 2004 to file their "Response to Description of Evidence Gulf Power Seeks to Present In Satisfaction of the Eleventh Circuit's Test" ("Response") in the above-captioned proceeding. The deadline for filing the Response is currently January 30, 2004.

While the Commission does not routinely grant extensions of time, Complainants respectfully submit that the circumstances here warrant a grant of the instant Motion. Severe winter weather conditions in Washington, D.C., the location of Complainants' regulatory counsel, have substantially impeded Complainants' ability to prepare their Response for presentation to the Bureau. As Bureau staff knows, the Washington area was struck by a harsh, extended winter storm during this past week. This storm deposited several inches of snow

followed by freezing rain, making travel in the Washington, D.C. area extremely difficult for a number of days. Indeed, public transportation authorities and news programs strongly cautioned against travel except in cases of emergency. Because of these unforeseen and extraordinary conditions, the preparation time needed by Complainants' regulatory counsel for its Response has been severely limited.

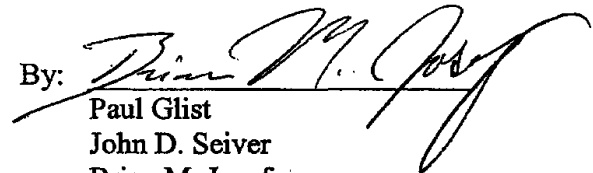
Moreover, without the requested extension of time, counsel for Complainants will experience scheduling conflicts involving numerous other pleadings and out-of-town meetings on or around January 30, 2004. In addition, counsel must seek review and approval of the Response among several different cable operator Complainants, many of whom have legal representatives located in the Northeast and are similarly affected by the winter storm. This review process will be greatly complicated by the anticipated schedule changes of these client representatives due to the winter storm.

Good cause exists for granting this request, as it will enable Complainants to provide a full and accurate filing, so that the Commission can proceed with an appropriate record before it. Neither the public nor any other party will be prejudiced by this very brief delay, and counsel for Gulf Power has consented to the requested extension.

Accordingly, Complainants respectfully request that the Bureau grant this Consent Motion for Extension of Time and allow Complainants until February 6, 2004 to file their Response.

Respectfully submitted,

By:



Paul Glist
John D. Seiver
Brian M. Josef
COLE, RAYWID & BRAVERMAN, LLP
1919 Pennsylvania Avenue, NW
Suite 200
Washington, DC 20006
(202) 659-9750

Michael A. Gross
Vice President,
Regulatory Affairs and Regulatory Counsel
**FLORIDA CABLE TELECOMMUNICATIONS
ASSOCIATION, INC.**
310 North Monroe Street
Tallahassee, FL 32301
(850) 681-1990

Counsel for

**FLORIDA CABLE
TELECOMMUNICATIONS
ASSOCIATION**

**COX COMMUNICATIONS GULF
COAST, L.L.C.**

January 28, 2004

CERTIFICATE OF SERVICE

I, Betsy Stewart, a secretary with the law firm of Cole, Raywid & Braverman, LLP, do hereby certify that on this 28th day of January, 2004, have caused a copy of the foregoing "Consent Motion for Extension of Time" to be sent via first class mail, hand delivery*, or Federal Express** to the following:

J. Russell Campbell**
Eric B. Langley
Jennifer M. Buettner
Balch & Bingham LLP
1710 Sixth Avenue North
Birmingham, Alabama 35203

Rhonda Lien*
Market Disputes Resolution Division
Federal Communications Commission
445 12th Street, S.W.,
Washington, D.C. 20554

Ralph A. Peterson**
Beggs & Lane, LLP
501 Commendancia Street
Pensacola, Florida 32591

Director, Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

David H. Solomon*
Chief, Enforcement Bureau
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Federal Energy Regulatory Commission
Docket Room 1A-209
888 First Street, N.E.
Washington, D.C. 20426

Linda Blair*
Deputy Bureau Chief
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Alexander Starr*
Chief, Market Disputes Resolution Division
Federal Communications Commission
445 12th Street, S.W., Room 5-C812
Washington, D.C. 20554

Lisa B. Griffin*
Deputy Chief, Market Disputes Resolution
Division
Federal Communications Commission
445 12th Street, S.W., Room 5-C828
Washington, D.C. 20554


Betsy Stewart